

ABSTRACT

Microorganisms of the genus *Bacillus* that are capable of reducing nitrates and contain chitin and/or chitosan in their cell walls are provided. The microorganism of the invention can be used for improving soil, for treating organic waste by fermentation, for fermenting soybeans, and for reducing bitterness. The microorganism of the invention can also be used as a feed additive or a food additive. Further, the microorganism of the invention has an anti-microbial effect.

FORM PTO-1390 (Modified) (REV 11-2000)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTORNEY'S DOCKET NUMBER
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371				HIRA1180
INTERNATIONAL APPLICATION NO. PCT/JP99/00117		INTERNATIONAL FILING DATE 14 January 1999		U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR 09/889263
				PRIORITY DATE CLAIMED
TITLE OF INVENTION MICROORGANISMS OF NOVEL SPECIES AND METHODS FOR USING THE SAME				
APPLICANT(S) FOR DO/EO/US GOLD KOSAN CO. LTD.				
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:				
<ol style="list-style-type: none"> 1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371. 2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371. 3. <input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (24) indicated below. 4. <input type="checkbox"/> The US has been elected by the expiration of 19 months from the priority date (Article 31). 5. <input type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371 (c) (2)) <ol style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input checked="" type="checkbox"/> has been communicated by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). 6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)) <ol style="list-style-type: none"> a. <input checked="" type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). 7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3)) <ol style="list-style-type: none"> a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input checked="" type="checkbox"/> have not been made and will not be made. 8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). 9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)). Unsigned 10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)). 11. <input checked="" type="checkbox"/> A copy of the International Preliminary Examination Report (PCT/IPEA/409). 12. <input checked="" type="checkbox"/> A copy of the International Search Report (PCT/ISA/210). 				
Items 13 to 20 below concern document(s) or information included:				
<ol style="list-style-type: none"> 13. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 14. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 15. <input type="checkbox"/> A FIRST preliminary amendment. 16. <input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment. 17. <input type="checkbox"/> A substitute specification. 18. <input type="checkbox"/> A change of power of attorney and/or address letter. 19. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 - 1.825. 20. <input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4). 21. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4). 22. <input checked="" type="checkbox"/> Certificate of Mailing by Express Mail EL617043580US 23. <input checked="" type="checkbox"/> Other items or information: Receipt in the Case of an original Deposit FERM BP-6589 				

U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR
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24. The following fees are submitted.:

BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)) :

<input type="checkbox"/> Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO	\$1000.00
<input checked="" type="checkbox"/> International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO	\$860.00
<input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO	\$710.00
<input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4)	\$690.00
<input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4)	\$100.00

CALCULATIONS PTO USE ONLY**ENTER APPROPRIATE BASIC FEE AMOUNT =**

\$860.00

Surcharge of **\$130.00** for furnishing the oath or declaration later than
months from the earliest claimed priority date (37 CFR 1.492 (e)). 20 30

\$130.00

CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	
Total claims	18 - 20 =	0	x \$18.00	\$0.00
Independent claims	0 - 3 =	0	x \$80.00	\$0.00
Multiple Dependent Claims (check if applicable)			<input type="checkbox"/>	\$0.00
TOTAL OF ABOVE CALCULATIONS =				\$990.00
<input type="checkbox"/> Applicant claims small entity status. (See 37 CFR 1.27). The fees indicated above are reduced by 1/2.				\$0.00
SUBTOTAL =				\$990.00
Processing fee of \$130.00 for furnishing the English translation later than months from the earliest claimed priority date (37 CFR 1.492 (f)).				<input type="checkbox"/> 20 <input type="checkbox"/> 30 + \$0.00
TOTAL NATIONAL FEE =				\$990.00
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31) (check if applicable).				<input type="checkbox"/> \$0.00
TOTAL FEES ENCLOSED =				\$990.00
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- A check in the amount of **\$990.00** to cover the above fees is enclosed.
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NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

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(54) Title: **NOVEL MICROORGANISM AND USE THEREOF**

(54) 発明の名称 新種の微生物およびその利用法

(57) Abstract

A microorganism belonging to the genus *Bacillus* characterized by being capable of reducing nitrates and containing chitin and/or chitosan in cell wall. This microorganism is usable in improving soil, processing organic wastes via fermentation, fermenting soybean and relieving a bitter taste. It is also usable as an additive for feeds or foods. Moreover, the microorganism has an antibacterial effect.

DESCRIPTION**TITLE: MICROORGANISMS OF NOVEL SPECIES
AND METHODS FOR USING THE SAME****TECHNICAL FIELD**

[0001] The present invention relates to microorganisms of novel species and methods for using the same. More specifically, the present invention relates to microorganisms of novel species belonging to the genus *Bacillus* and methods for using the same.

TECHNICAL BACKGROUND

[0002] Mankind has utilized various microorganisms to date. For example, a wide variety of foods such as alcoholic drinks, fermented seasonings (e.g. soybean paste and soy sauce), fermented dairy products (e.g. cheese and yogurt) and bread have been produced using actions of microorganisms. In addition, microorganisms have also been utilized in the manufacturing of pharmaceuticals and agricultural chemicals, in the production of energy sources such as alcohol and methane, in the treatment of waste and wastewater, and so forth.

[0003] The technology of using functions of living things (especially microorganisms) in industrial processes, which is called biotechnology, is developing remarkably in these days. The discovery of novel, useful microorganisms contributes to the advance of biotechnology.

[0004] Under circumstances, it is an object of the present invention to provide novel, useful microorganisms.

[0005] It is another object of the present invention to provide methods of use of the microorganisms.

DISCLOSURE OF THE INVENTION

[0006] The present inventors have isolated from soil a microorganism of a novel species having a smell of coffee. Thus, the present invention has been achieved. The present invention provides microorganisms belonging to the genus *Bacillus* that are capable of reducing nitrates and contain chitin and/or chitosan in their cell walls. The microorganism of the invention may have a smell of coffee. The microorganism of the invention may be a microorganism belonging

to *Bacillus subtilis*. As one example of the microorganism of the invention, *Bacillus subtilis takemi* (FERM BP-6589) may be given.

[0007] The present invention also provides a method for improving soil using the microorganism, and a composition for improving soil comprising the microorganism.

[0008] Further, the present invention provides a method for treating organic waste by fermentation using the microorganism, and a composition for treating organic waste by fermentation comprising the microorganism.

[0009] Further, the present invention provides a method for fermenting soybeans using the microorganism, and soybeans that have been fermented using the microorganism.

[0010] The present invention also provides a method of using the microorganism as a feed additive, and a feed additive comprising the microorganism.

[0011] The present invention also provides a method of using the microorganism for reducing bitterness, and a composition for reducing bitterness comprising the microorganism. The present invention also provides a method of using the microorganism as a food additive, and a food additive comprising the microorganism.

[0012] The present invention also provides a method for inhibiting bacterial growth using the microorganism, and an anti-microbial composition comprising the microorganism. Specific examples of target bacteria of which the growth can be inhibited by the microorganism of the invention include staphylococci, pathogenic *E. coli* O157 and O147, dermatophytes, and bacteria of the family micrococcaceae.

[0013] The microorganism of the invention is a bacterium belonging to the genus *Bacillus* that is capable of reducing nitrates and contains chitin and/or chitosan in its cell walls. The microorganism of the invention may have a smell of coffee. As a specific example of such a microorganism, *Bacillus subtilis takemi* (FERM BP-6589) may be given. This microorganism has been isolated as described below from a soil sample collected in Siberia.

[0014] Briefly, 500 μ l of sterilized distilled water was added to 50 mg of a Siberian soil sample, which was then shaken for 30 min to prepare a suspension (presenting a brown color). Using this suspension as a stock solution, 10-2-10-7 dilutions were prepared by 10-fold serial dilution. Then, 100 μ l of each dilution was plated on PDAYC medium (Potato Dextrose Agar medium containing Yeast Extract and Casion) and spread uniformly with a spreader, followed by

stationary culture under the condition of all day light and at 20°C. As a result, formation of white colonies was observed in 10^{-2} - 10^{-4} dilutions. It was found that these colonies were not filamentous fungi as a result of microscopic examination. Since all the colonies were white, it was presumed that a single species was growing there. Formation of no colonies was observed in dilutions below 10^{-4} .

[0015] The characters of the isolated microorganism were as summarized below.

Table 1. Morphological Characters

Observation Item	Observation Results
Shape and size of cells	
Broth agar medium	· straight rod-shaped bacteria, 1.2-1.3 μm x 2.5-3.3 μm on overnight culture at 30°C
Broth liquid medium	· straight rod-shaped bacteria, 0.9-1.2 μm x 4.6-7.2 μm on overnight culture at 30°C
Presence/absence of polymorphism	· Polymorphism is not observed.
Motility	· Motility by peritrichous flagella* is observed.
Spores	· Formation of oval, subcentric spores is observed. · Swelling of sporangia is not observed. · The size of the spores is 0.9-1.1 μm x 2.0-2.3 μm on 5 day culture on broth agar medium at 30.

Table 2. Culture Characteristics in Individual Media

Medium	State of Growth
Broth agar plate	<ul style="list-style-type: none">· Colonies present a rough surface, and their periphery is wave-like or notched. No luster is observed.· Production of neither characteristic colony pigments nor diffusive pigments is observed.
Broth liquid medium	<ul style="list-style-type: none">· Cells grow in the upper part of the medium; formation of a surface membrane is observed; precipitation is not observed.
Broth gelatin puncture	<ul style="list-style-type: none">· Cell growth is observed in the upper part of the medium. Liquefaction is observed.
Litmus milk	<ul style="list-style-type: none">· Cell growth in the upper part of the medium and liquefaction throughout the medium are observed, but no solidification is observed· Production of acid is not observed.

Table 3. Physiological Properties: Part I

Test Item	Test Results
Denitrification reaction	-
Methyl red test	+
Production of indole	-
Production of hydrogen sulfide	-
TSI agar	-
Lead acetate liquid medium* ²	+
Assimilation of citrates	-
Koser medium	-
Christensen medium	+
Assimilation of inorganic nitrogen sources	-
Nitrates	+
Ammonium salts	+
Production of pigments	-
Urease	-
Oxidase	-
Range within which cells can grow* ³	-
pH	4.5-8.5
	(good at 5.5-8.0)
Temperature	12-51°C
	(good at 25-45°C)
OF (Hugh-Leifson)	○

*¹ Test media were based on the media described in Takeharu Hasegawa (Ed), "Classification and Identification of Microorganisms (Vol. II)", (1985), GAKKAI SHUPPAN CENTER.

*² Instead of adding lead acetate into the medium, a lead acetate test paper was suspended.

*³ Test was performed using meat broth. pH was tested at intervals of 0.5, and temperature was tested at intervals of 1°C.

Table 4. Physiological Properties: Part II

Test Item	Test Result
Acid production* ¹	
L-Arabinose	+
D-Xylose	+
D-Glucose	+
D-Mannose	+
D-Fructose	+
D-Galactose	+
Maltose	+
Sucrose	+
Lactose	+
Trehalose	+
D-Sorbitol	+
D-Mannitol	+
Inositol	+
Glycerol	+
Starch	-
Gas production* ²	
L-Arabinose	-
D-Xylose	-
D-Glucose	-
D-Mannose	-
D-Fructose	-
D-Galactose	-
Maltose	-
Sucrose	-
Lactose	-
Trehalose	-
D-Sorbitol	-
D-Mannitol	-
Inositol	-
Glycerol	-
Starch	-

*¹ As the test medium, the acid production medium disclosed in Gordon, R.E., Haynes, W.C. and Pang, C.H., "The Genus *Bacillus*" (1973), U.S. Department of Agriculture was used.

*² As the test medium, the gas production medium disclosed in Gordon, R.E., Haynes, W.C. and Pang, C.H., "The Genus *Bacillus*" (1973), U.S. Department of Agriculture was used.

Table 5. Chemotaxonomic Properties

Test Item	Test Result
Major quinone system	MK-7
[0016]	It was also found that the GC content in the intracellular DNA (as determined by HPLC) was 46% by mol.
[0017]	Based on the results of the morphological observation, physiological character tests and the determination of the GC content in the intracellular DNA so far described, the microorganism was identified referring to Gordon, R.E., Haynes, W.C. and Pang, C.H., "The Genus <i>Bacillus</i> " (1973), U.S. Department of Agriculture and Sneath, P.H.A., Mair, N.S., Sharpe, M.E. and Holt, J.G., "Bergery's Manual of Systematic Bacteriology" Vol. 2, (1986) Williams & Wilkins. As a result, the soil bacterium was identified as a bacterial species belonging to <i>Bacillus subtilis</i> . This bacterium was designated <i>Bacillus subtilis takemii</i> and deposited at the National Institute of Bioscience and Human-Technology, Agency of Industrial Science and Technology, Ministry of International Trade and Industry (1-3 Higashi 1-Chome, Tsukuba City, Ibaraki Pref., Japan) on December 1, 1998 under the accession number FERM BP-6589. <i>Bacillus</i> is a group of gram-positive, rod-shaped bacteria that form thermo-stable spores and are distributed widely in common environment such as soil. <i>Bacillus subtilis</i> is also known as hay bacillus. In addition to the above-described characters, <i>Bacillus subtilis takemii</i> was confirmed to have a remarkable smell of coffee when culture plates of <i>B. subtilis takemii</i> cultured as described above were kept in a refrigerator adjusted at about 5°C. Further, it was confirmed that <i>Bacillus subtilis takemii</i> contains chitin and/or chitosan in its cell walls.
[0018]	It should be noted that, not to mention natural and artificial mutants of <i>Bacillus subtilis takemii</i> , all of those microorganisms of the genus <i>Bacillus</i> that are capable of reducing nitrates and contain chitin and/or chitosan in their cell walls are included in the present invention.
[0019]	The microorganism of the invention has preferable properties as a soil microorganism. That is, the microorganism of the invention can reduce nitrates. Also, the chitin matter contained in its cell walls is degraded to chitosan/chitosan oligosaccharides, which in turn react with toxins generated by harmful microorganisms to thereby inhibit the transcription of their DNA to RNA. As a result, the growth of harmful microorganisms is prevented, and damage caused by continuous cropping is reduced. Further, it is convenient to use the

microorganism of the invention since its concentration can be judged with its smell of coffee.

Therefore, it is possible to improve soil using the microorganism of the invention.

[0020] Briefly, the microorganism of the invention and optionally other microorganisms effective for soil improvement are added to an aqueous solution containing nutrients suitable for the growth of the microorganisms. Further, a carrier is added to this solution, which is then agitated. By this operation, the microorganism of the invention is carried by the carrier. The resultant dispersion mixture is maintained within the above-described temperature range appropriate for the growth of the microorganism (e.g. 25-45°C) to thereby grow the microorganism.

[0021] Specific examples of nutrients suitable for the growth of the microorganism of the invention include, but are not limited to, carbon sources such as starch, dextrin, glycerol, glucose, sucrose, galactose, inositol and mannitol; and nitrogen sources such as peptone, soybean powder, meat extract, rice bran, wheat-gluten bread, urea, corn steep liquor, ammonium salts, nitrates, and other organic or inorganic nitrogen compounds. Further, inorganic salts such as table salt, phosphates, metal salts of potassium, calcium, zinc, manganese, iron, etc. may be appropriately added. If necessary, animal oil, vegetable oil, mineral oil or the like may be added as a defoaming agent. A commercially available medium such as Potato Dextrose Agar Medium (product name: NISSUI 05707) may be used. Specific examples of other microorganism effective for soil improvement include, but are not limited to, hydrolase producing microorganisms belonging to the genus *Bacillus*, *Lactobacillus* or the like; yeast species belonging to the genus *Saccharomyces*, *Tolura* or the like; and filamentous fungi belonging to the genus *Aspergillus*, *Rhizopus* or the like. Specific examples of the carrier on which the microorganism of the invention is to be carried include, but are not limited to, porous ceramics, wood pieces, charcoal, straw pieces, and other porous materials on which the microorganism of the invention can survive. The appropriate number of the microorganism cells of the invention per gram of the carrier is 10^2 - 10^{10} , preferably 10^3 - 10^6 .

[0022] A carrier carrying the microorganism of the invention or powder of such a carrier has a function as a soil improving material by itself. However, usually, such a carrier or powder thereof is mixed with raw materials of an organic fertilizer and fermented so that the resultant mixture has both fertilizer effects and soil improvement effects. The carrier carrying the microorganism of the invention or powder thereof may be mixed with organic fertilizer materials

at a rate of 2-10 g/kg. For example, powder of a porous ceramic on which the microorganism of the invention has been grown is mixed with bark, poultry droppings and other organic fertilizer materials and then fermented for about 30 days. As the fermentation of the organic materials proceeds, a composition for soil improvement with a high fertilizer response property is obtained which contains microorganisms effective for soil improvement and yet which is rich in chitin and/or chitosan effective as a soil-improving material.

[0023] In the application of the above-described composition for soil improvement to soil, 150-600 kg, preferably 220-520 kg of the composition comprising the microorganism of the invention may be applied per 10 a. of farmland (1 a.= 100 m²). The composition may be applied at any time from the early growing stage of plants to the harvest stage. The frequency of application is not particularly limited. The time and frequency of the application may be appropriately selected depending on the state of soil and the kind of crops.

[0024] It is also possible to treat organic waste by fermentation using the microorganism of the invention. The term “organic waste” used herein refers to waste comprising organic matter, which may be domestic waste, industrial waste or any other waste comprising organic matter. Poultry droppings, cattle droppings and food sludge are also included in this term. Microorganisms are involved in the fermentation and degradation of organic matter. During these processes, bad smells are generated by degradation and by putrefactive microorganisms. Further, offensive odor caused by the growth of putrefactive microorganisms as a result of unbalanced oxygen supply in the fermentation of domestic organic waste, cattle droppings, poultry droppings and food sludge by aerobic bacteria has become a big social problem throughout the country. When organic waste is treated by fermentation using the microorganism of the invention, bad smells can be prevented. Thus, the microorganism of the invention greatly improves the environment. Further, the organic waste that has been treated by fermentation using the microorganism of the invention can be recycled as an organic fertilizer of a high quality.

[0025] Preferably, the microorganism of the invention is used in combination with conventional microorganisms used in waste treatment (mainly, aerobic bacilli).

[0026] As described above, a carrier (e.g. wood pieces, porous ceramic beads, grains or granules) carrying the microorganism of the invention is prepared and then mixed with organic waste for the purpose of fermentation treatment. The carrier carrying the microorganism of the

invention may be used at 2-10 grams per kilogram of organic waste. Specific examples of waste treating microorganisms that may be used in combination with the microorganism of the invention include, but are not limited to, bacteria and filamentous fungi that degrade saccharides contained in waste; aerobic actinomycetes that degrade hemicellulose in waste; anaerobic bacteria that degrade cellulose in waste; and aerobic basidiomycetes that degrade lignin. During the fermentation treatment, it is preferable to provide aeration a rate of 100-200 ml/min per liter of organic waste. Alternatively, air may be supplied by agitation instead of aeration. The temperature may be ambient temperature or may be adjusted at 12-51°C, preferably 25-45°C. In order to improve moisture adjustment and aeration efficiency, auxiliary materials such as wood chips and rice hulls may be added. The period of fermentation treatment varies depending on the composition of the waste to be treated. Usually, this period is 1-30 days, preferably 6-20 days. It is even possible to annihilate organic waste when the above-described fermentation is enhanced by adding a fermentation medium to the waste. If organic waste is considered as a resource and its recovery as a well-balanced fertilizer is desired, the composition of the organic waste may be adjusted by adding thereto cattle droppings, residues from the processing of animal meat or fish meat, etc. The thus treated organic waste becomes an organic fertilizer of a high quality since it comprises chitin and/or chitosan contained in microorganisms.

[0027] The results of homology analysis between the 16S ribosomal RNA (16S rRNA) of *Bacillus subtilis takemi* and that of *Bacillus subtilis nattoh* revealed about 93% homology (Fig. 1). *Bacillus subtilis nattoh* is used in the manufacturing of nattoh (fermented soybeans). Nattoh (i.e. fermented soybeans) is known to have an action of lysing clotted blood and, thus, is highly evaluated as a health food. Further, chitin, chitosan or chitosan oligosaccharides, which are metabolites of *Bacillus subtilis nattoh*, are known to play an important role to enhance immunocompetence. However, many people dislike nattoh since it emits an odor of nitrates. Also, production of nitrates results in deterioration of proteins. The microorganisms of the invention including *Bacillus subtilis takemi* have a nitrate-reducing action. Therefore, when soybeans are fermented using the microorganism of the invention, generation of the odor and deterioration of proteins can be prevented. Conventional nattoh has been served as a side dish to cooked rice or the like. On the other hand, the nattoh prepared with the microorganism of the invention has a smell of coffee, and can be taken with bread or used in sandwiches or other western style dishes. As a result, it will become possible to spread nattoh throughout the world

as a functional food that is highly nutrient and effective for not only the maintenance of health but also the promotion of health.

[0028] Nattoh can be prepared using the microorganism of the invention instead of conventional *Bacillus subtilis nattoh*. Briefly, the microorganism of the invention is added to boiled soybeans and cultured for growth. After the microorganism performed fermentation action, the soybeans are ripened. Methods for preparing nattoh are well known and described, for example, in Susumu Tsuji, "Food Processing Technology Handbook: Revised Edition", pp. 138-143, KENKIN-SHA (1971).

[0029] As one application of the above-described method, catechin and ginkgo leaf extract are added to soybeans during the process of preparation of nattoh using the microorganism of the invention. Nattohkinase that lyses clotted blood has an effect of preventing the generation of thrombi or the like; catechin that is anti-microbial has an effect of inhibiting viral growth; and ginkgo leaf extract that is an SOD-like antioxidant has an effect of preventing the generation of active oxygen and improving blood flow in the blood capillary. Since the microorganism of the invention is a nitrate-reducing bacterium, the resultant nattoh has only slight smell of nattoh derived from the odor of ammonium or the like, and yet this slight smell is camouflaged by a smell of coffee. Thus, the resultant nattoh is easy to eat. Besides, an effect of rendering blood vessels strong and an effect of balancing cholesterols in blood vessels that are attributable to the above-described effects can be added to the nattoh. Thus, a completely novel nattoh can be prepared which is effective in preventing diseases of adult people and senile dementia. Although catechin and ginkgo leaf extract have bitterness, the mild taste of the microorganism of the invention reduces their bitterness. Further, it is believed that the microorganism emitting a smell of coffee camouflages their bitterness and the smell peculiar to nattoh.

[0030] It is also possible to use the microorganism of the invention as a feed additive. Specific examples of feeds to which the microorganism of the invention may be added include, but are not limited to, feed for domestic animals, fish feed and pet food. For example, when the microorganism of the invention is added to feed for domestic animals, physiological disorders of the animals fed with such feed can be alleviated by the action of the nitrate reductase contained in the microorganism. Besides, the feed conversion ratio in these animals is increased to thereby

decrease the calorie of proteins discharged into their droppings. As a result, the offensive odor of droppings is alleviated.

[0031] The microorganism of the invention may be added to feed at a rate of 10^3 - 10^6 cells/g.

[0032] It is also possible to use the microorganism of the invention to reduce bitterness of foods, pharmaceuticals, cosmetics and the like. Specific examples of foods having bitterness include, but are not limited to, citrus fruits such as grapefruit, lemon, and juice thereof; vegetables such as tomato, green pepper, celery, and juice thereof; soybean products such as natto and soybean milk; fish meat and processed marine products such as ground fish meat; and meat and processed meat products. Specific examples of pharmaceuticals having bitterness include, but are not limited to, catechin and ginkgo leaf extract. Specific examples of cosmetics having bitterness include, but are not limited to, cosmetics applied to the face and cosmetics applied to the oral cavity.

[0033] It is contemplated that the microorganism of the invention can be applied in various ways as a food additive. The term "food" used herein includes any and all foods and drinks. Foods to which the microorganism of the invention may be added are not particularly limited. The microorganism may be added, for example, to livestock meat, milk, fishes and shellfishes, and processed products thereof; and cereals, beans, potatoes, vegetables, fruits, and processed products thereof. For example, the microorganism of the invention may be used as a food additive for the preparation of ice cream or yogurt with a smell of coffee. The food additive consisting of the microorganism of the invention has a smell of coffee but contains no caffeine. Thus, the additive has an advantage that it does not form a habit. The microorganism of the invention may be added to food at a rate of 10^3 - 10^6 cells/g. However, this range may vary depending on the type of food and other factors.

[0034] When the microorganism of the invention is coated on a plastic wrapping sheet or inner surfaces of a plastic food container, food wrapped therewith or contained therein can be preserved for a longer period of time without harmful effect on the it, because putrefaction and growth of miscellaneous microorganisms are prevented by the anti-microbial property of chitin and chitosan. The microorganism of the invention may be coated at a rate of 10^1 - 10^5 cells/cm² of wrapping sheet or food container. For the coating, live or dead cells of the microorganism of the

invention are dispersed in pure water and disrupted by sonication. Then, the resultant dispersion liquid is coated thinly on a wrapping sheet or food container.

[0035] In inflammatory sites of patients with atopic dermatitis, staphylococci are growing. It is known that when a paste containing *Bacillus subtilis nattoh* is applied to these sites, *B. subtilis nattoh* eats staphylococci to thereby inhibit the advance of purulence and/or atopy. When the microorganism of the invention is used instead of *B. subtilis nattoh*, the growth of staphylococci is inhibited by the effect of chitin and chitosan in addition to the conventional effect of *B. subtilis nattoh*. Thus, therapeutic effect on atopy is further enhanced. The microorganism of the invention may be formulated into various formulations such as ointment, lotion, cream, paste, gel, emulsion and pack. The content of the microorganism of the invention in such a formulation is not particularly limited; it may be contained at 0.0001-0.1% by weight. The formulation containing the microorganism of the invention may be applied to inflammatory sites of atopic dermatitis patients in a dosage of 10^{-6} - 10^{-3} g (in terms of the microorganism that is the active ingredient) one to several times a day. In the preparation of these formulations, hydrocarbons such as squalane, paraffin and vaseline; oils such as olive oil and almond oil; waxes such as beeswax and lanolin; fatty acids such as stearic acid and oleic acid; higher alcohols such as cetanol and stearyl alcohol; synthetic esters such as glycerol triester; oil phase components such as silicone oil; moisture retentives such as glycerol, propylene glycol, sorbitol and polyethylene glycol; thickning agents such as quince seed gum, pectin and cellulose derivatives; alcohols such as ethanol and isopropyl alcohol; purified water such as deionized water; surfactants such as glycerol monostearate, sorbitan fatty acid ester, fatty acid soap and sodium alkylsulfate; alkali such as potassium hydroxide, sodium hydroxide and triethanolamine; flavoring agents; pigments; chelating agents; preservatives; anti-oxidants; buffers; vitamins; UV absorbents; amino acids and the like may be combined.

BRIEF DESCRIPTION OF THE DRAWINGS

[0036] Fig. 1 shows the results of homology analysis between the 16S rRNA of *Bacillus subtilis takemi* and that of *Bacillus subtilis nattoh*. In this Figure, the upper row of the two juxtaposed sequences shows the nucleotide sequence from position 1037 to position 1406 of the 16S rRNA of *Bacillus subtilis takemi*, and the lower row shows the nucleotide sequence of the corresponding region of the 16S rRNA of *Bacillus subtilis nattoh*.

BEST MODES FOR CARRYING OUT THE INVENTION

[0037] Hereinbelow, the present invention will be described more specifically with reference to the following Examples, which should not be construed as limiting the scope of the invention.

EXAMPLE 1.

Quantitative Determination of Chitin/Chitosan

1. Samples

- 1) *Bacillus subtilis takemi*
- 2) *Bacillus subtilis nattoh*

2. Outline of the Test

[0038] Each sample was treated with alkali as described below to obtain insoluble matter, which was subjected to acid hydrolysis and then high performance liquid chromatography to determine the amount of glucosamine. This amount was converted into the amount of chitin (or chitosan).

3. Test Results

[0039] The results are shown in Table 6.

Table 6. Test Results

Sample	Chitin/Chitosan (%)	
	In terms of chitin	In terms of chitosan
1)	0.044	0.035
2)	Not detected	Not detected

[0040] Detection limit: 0.001%

4. Testing Method

1) Alkali Treatment

[0041] About 5 g of the sample was weighed accurately. Five milliliters of 8% (w/v) sodium hydroxide solution was added thereto, and the resultant mixture was heated for 2 hours in boiling water bath. After cooled to room temperature, the mixture was vacuum filtered with a membrane filter (0.45 μm). The residue was washed with water until the filtrate became neutral.

2) Acid Hydrolysis

[0042] The residue was dried overnight at 60°C together with the membrane filter. Then, the residue was transferred into a test tube to be sealed. Five milliliters of 6 mol/L hydrochloric acid was added to the test tube, which was then sealed under reduced pressure and placed in a dryer at 100°C for 16 hours for hydrolysis. After cooled to room temperature, the resultant hydrolysate was condensed and dried to solid with a rotary evaporator to thereby remove hydrochloric acid. The residue was dissolved in a small volume of water and then neutralized with a sodium hydroxide solution. Water was added thereto to make the total volume 10 ml. This solution was filtered with a membrane filter (0.45 μm) to obtain the filtrate as a test solution, which was then applied to high performance liquid chromatography after appropriate dilution.

3) Quantitative Determination of Glucosamine

[0043] The amount of glucosamine in the test solution was quantitatively determined by high performance liquid chromatography (absolute calibration curve method, measurement of peak height).

4) Calculation

i) When the determined glucosamine was converted into chitin (N-acetylglucosamine polymer):

$$\text{Chitin (\%)} = G \times V / W \times 10^{-4} \times 1.1341$$

G: glucosamine concentration ($\mu\text{l/ml}$) in the test solution

determined from the calibration curve

V: constant volume of the test solution (ml)

W: amount of the sample used (g)

1.1341: weight conversion factor from glucosamine to chitin

ii) When the determined glucosamine was converted into chitosan (glucosamine polymer):

$$\text{Chitosan (\%)} = \frac{G \times V}{W \times 10^{-4}} \times 0.8995$$

G: glucosamine concentration ($\mu\text{l/ml}$) in the test solution

determined from the calibration curve

V: constant volume of the test solution (ml)

W: amount of the sample used (g)

0.8995: weight conversion factor from glucosamine to chitin

EXAMPLE 2.

Preparation of a Composition for Soil Improvement

[0044] A granule-type inorganic porous ceramic that releases 88 kinds of anions and cations was provided (product name: Z Gold; manufactured by Gold Kousan Co., Ltd.). To 1,200 ml of an aqueous solution containing 120 g of glucose and 60 g of yeast extract, 3 kg of the above inorganic, porous ceramic granules was added and agitated thoroughly. To this mixture, 300 ml of a liquid containing *Bacillus subtilis takemii* at 1×10^8 cells/ml was added and agitated. The resultant dispersion mixture was maintained at 25-45°C to thereby grow the microorganism in the pores of the porous ceramic.

[0045] The resultant ceramic granules were powdered, and then mixed with an organic fertilizer material consisting of 200 kg of rape seed meals, 200 kg of bone dust, 150 kg of fish cake, 150 kg of rice bran, 100 kg of soybean powder, 100 kg of poultry droppings and 100 kg of seaweed compost. This mixture was fermented for about 30 days. As the fermentation of organic matter proceeded, a composition for soil improvement with a high fertilizer response property was obtained which contained not only microorganisms effective for soil improvement but also plenty of chitin and/or chitosan that are effective as a soil improving material.

EXAMPLE 3.

Tomato Cultivation using the Composition for Soil Improvement

[0046] Tomato is a representative vegetable that dislikes continuous cropping. Damage by continuous cropping is believed to occur because of the following reasons. Briefly, as a result of abundant application of agricultural chemicals and fertilizers, root hairs of plants are burnt and become incapable of absorbing phosphorus and minerals; useful microorganisms in soil are killed and thus the food-chain between useful microorganisms and plants is inhibited; and harmful microorganisms propagate to cause diseases.

[0047] Thirty to thirty-five bags of the composition for soil improvement (prepared in Example 2 above) (15 kg/bag) was applied per 10 a. of tomato cultivating field.

[0048] As a result, tomato plants grown up there had appropriate heights and were sturdy with short internodes. Usually, flower bud growth tends to become unfavorable at the 3rd and 4th branch joints. However, such a problem was not observed in the tomato plants grown in this Example. A yield 20-30% higher than the conventional yield was achieved. Furthermore, in spite of the fact that occurrence of diseases and considerable decrease in yield are frequently observed in the second year of continuous cropping, no damage by continuous cropping was observed for 4 years and a good yield could be secured in this Example.

[0049] When these tomato plants were pulled out from soil, it was observed that their roots were spreading sufficiently and that root hairs were grown up well.

EXAMPLE 4.

Preparation of a Fermentation Material to Treat Organic Waste

[0050] A granule-type inorganic porous ceramic that releases 88 kinds of anions and cations was provided (product name: Z Gold; manufactured by Gold Kousan, Co., Ltd.). To 1,200 ml of an aqueous solution containing 120 g of glucose and 60 g of yeast extract, 3 kg of the above inorganic, porous ceramic granules was added and agitated thoroughly. To this mixture, 300 ml of a liquid containing *Bacillus subtilis takemi* at 1×10^8 cells/ml was added and agitated. This dispersion mixture was maintained at 25-45°C to grow the microorganism in the pores of the porous ceramic.

EXAMPLE 5.

Fermentation Treatment of Organic Waste

[0051] Organic waste was treated by fermentation using a vertical-type garbage (i.e. wet waste from kitchens) fermentation apparatus (product name: Takemi Type Garbage Fermentation Apparatus Model 6; manufactured by Gold Kousan Co., Ltd.).

[0052] This apparatus has a vertical shape and is composed of 3 fermenters piled up, each of them being 600 mm in inside diameter and 600 mm in height. The top layer is an inlet for garbage, and the 2nd and 3rd layers are fermenters. This apparatus can treat 50-100 kg of garbage per day continuously. This apparatus is designed so that the fermenter at each layer can be rotated independently. Besides, each layer is provided with a rotary blade for the purposes of agitation and disruption of garbage. Each fermenter is designed so that intake/exhaustion of air can be performed independently. Also, the fermenter is covered with a heat insulator so that temperature control can be performed independently.

[0053] The fermentation material prepared in Example 4 above was put in advance in the fermenter at the top layer. Generally, the amount of the fermentation material put therein is 50 kg, which enables continuous operation for 1 to 5 years without supplementation though some decrease would occur because of abrasion or the like. Garbage from food industry or households was put into this fermenter from an inlet provided at the upper part thereof. While rotating the fermenter, air was fed thereto, and the fermenter was heated to 35-45°C. As a result, the ferment microorganism in the fermentation material grew and the fermentation of the garbage started. Prior to the treatment, the composition of garbage was adjusted by adding thereto droppings from domestic animals, residues from the processing of animals and fishes, etc.

[0054] As time passed on, the garbage moved to the 2nd layer and then to the 3rd layer with fermentation progressing. Finally, the garbage was taken out from the bottom of the 3rd fermenter as a high quality fertilizer.

[0055] Since *Bacillus subtilis takemi* is a nitrate-reducing microorganism, it does not generate offensive odor attributable to ammonia, and yet it has a smell of coffee. Besides, discharged material from this microorganism serves as a fertilizer and, at the same time, as a high quality soil-improving material containing chitin and/or chitosan.

EXAMPLE 6.

[0056] Soybeans (1 kg) were washed and dipped in a sufficient volume of water for half a day. Soybeans that had absorbed enough water were steamed until they could be easily crushed with the thumb and the index finger.

[0057] Two loopfuls of *Bacillus subtilis takemi* dissolved in 2 tablespoonfuls of hot water was poured over the steamed soybeans quickly so that the microorganism was distributed uniformly while the soybeans were still hot.

[0058] The soybeans were placed flatly in a dish so that they had a height of about 2 cm and could contact air.

[0059] This dish was put in an incubator adjusted at around 42°C and incubated for one to two days. Then, a white membrane appeared on the surfaces of the soybeans. Thus, nattoh was obtained. When this nattoh was cooled in a refrigerator, it was further ripened and presented a good taste.

[0060] The thus obtained nattoh gave the same touch to the teeth as conventional nattoh, but it did not have the smell of ammonia peculiar to conventional nattoh since *Bacillus subtilis takemi* is a nitrate-reducing microorganism. Besides, this nattoh had a smell of coffee peculiar to the microorganism. As a result, it has become a food that is acceptable to those who dislike conventional nattoh and is suitable as a side dish to not only cooked rice but to other foods.

EXAMPLE 7.

Preparation of a Feed Additive

Components

Humus soil	30%
Yeast extract	18%
Z Gold	15%
Natural anti-microbial materials (Hinokitiol, Brazil Pure Propolis)	10%
Natural organic acids (mixture of malic acid, acetic acid, citric acid and kojic acid)	7%

Emulsified oligosaccharides	5%
Natural vitamin C	5%
Dispersion liquid of useful microorganisms* (total 10^8 cells/L)	10%

*: *Enterococcus faecium*, *Lactobacillus acidophilus*,

Bifidobacterium bifidum

Preparation Method

[0061] “P-17 Z Gold” (a porous ceramic of which the major component is natural calcium; a product manufactured by Gold Kousan Co., Ltd.) was treated in the same manner as described in Example 4 to thereby grow *Bacillus subtilis takemi*. The resultant ceramic was crushed into powder 1 mm or less in size so that domestic animals could eat without any trouble. To this powder, the above-described components were added at the indicated ratios, agitated and then maintained at 35-45°C for fermentation. Fermentation conditions were adjusted so that 10^3 - 10^6 cells were contained per gram of the feed.

EXAMPLE 8.

Feeding of the Feed Additive

[0062] The feed additive prepared in Example 7 above was added to feeds for domestic animals at the ratios indicated below.

Cattle: 0.4%, Pig: 0.6%, Chicken: 0.3-0.4%

[0063] Fifteen healthy pigs and 15 weak pigs were selected from a group of young pigs born almost at the same time in the same pig farm. On day 75 after birth, they began to receive a feed to which the above feed additive had been added at 0.6%.

[0064] On day 75, the average body weight of the weak group was 3 kg lower than that of the healthy group. On day 175, difference in average body weight between the test group and the control group became zero. At the time of shipment on day 200, the average body weight of the test group in the weak group was 2.8 kg higher than that of the control group.

[0065] In the internal organs of the pigs in the test groups, neither jaundice symptoms nor cardiac hypertrophy was observed. The melting point of their fat was 3.2°C higher than that of the control pigs; their fat was a high quality fat containing less unsaturated fatty acids that would

generate active oxygen. The emission of offensive odor from droppings was also reduced in the test groups.

EXAMPLE 9.

[0066] Dry soybeans (1 kg) were steamed. Catechin (15-30 g; manufactured by Ito En, Ltd.) and ginkgo leaf extract (15-30 g; manufactured by TAMA BIOCHEMICAL Co., Ltd.) were added to the steamed soybeans. Then, nattoh was prepared in the same manner as described in Example 6.

[0067] When compared to conventional nattoh supplemented with catechin and ginkgo leaf extract, the nattoh of this Example prepared in the same manner as Example 6 with the addition of catechin and ginkgo leaf extract had a remarkably reduced smell of nattoh. Also, the bitterness of catechin and ginkgo leaf extract was reduced in the nattoh of this Example.

EXAMPLE 10.

[0068] A formulation containing *Bacillus subtilis takemi* was prepared according to the following prescription.

Cream

<i>Bacillus subtilis takemi</i>	10^9 - 10^{12} cells
Stearyl alcohol	6.0 g
Stearic acid	2.0 g
Hydrogenated lanolin	4.0 g
Squalane	9.0 g
Octyldodecanol	10.0 g
1,3 butylene glycol	6.0 g
PEG 1500	4.0 g
POE(25) cetyl alcohol ether	3.0 g
Glycerol monostearate	2.0 g
Purified water*	54.0 g

* Mineral <<88>> (a solution manufactured by Gold Kousan Co., Ltd. containing 88 kinds of mineral anions and cations)

EXAMPLE 11.

[0069] A formulation containing *Bacillus subtilis takemi* was prepared To 1 L of milk, 15 ml of an instant yogurt mix and 1 g of the inorganic porous ceramic granules (1-10 μ m in

average particle size) carrying *Bacillus subtilis takemi* prepared in Example 4 were added and mixed thoroughly. The resultant mixture was incubated at about 30°C for 3-6 hours to thereby yield a yogurt.

[0070] A formulation containing *Bacillus subtilis takemi* was prepared. The thus prepared yogurt was less sour because of the effect of *Bacillus subtilis takemi*; more nutritious with chitin and chitosan oligosaccharides contained therein; and had a smell of coffee. Thus, it was a yogurt good for health and easy-to-take.

EXAMPLE 12.

[0071] A formulation containing *Bacillus subtilis takemi* was prepared. A liquid containing *Bacillus subtilis takemi* grown was centrifuged and the supernatant was discarded. Pure water was added to the precipitate, which was subjected to dispersion washing and then centrifuged again. These operations were repeated 5 times. The final precipitate was dispersed in pure water to give a concentration of 1×10^9 - 1×10^{11} cells/ml.

[0072] A formulation containing *Bacillus subtilis takemi* was prepared. This dispersion liquid was sonicated to disrupt cells. The thus prepared liquid containing disrupted cells was put in a sprayer and sprayed onto a wrapping sheet of vinyl chloride or the like. After sufficiently dried, the sheet was rolled. One milliliter of the dispersion liquid was sprayed per m^2 . These series of operations were carried out in an aseptic room to avoid contamination with miscellaneous microorganisms.

[0073] A formulation containing *Bacillus subtilis takemi* was prepared. To the thus prepared wrapping sheet and a commercial wrapping sheet just unsealed, 0.1 ml of *E. coli* culture liquid containing 10^6 cells/ml was dropped and left at 30°C for 8 hours. As a result, *E. coli* grew and formed colonies on the commercial wrapping sheet. On the other hand, no colony formation was observed on the wrapping sheet that had been coated with *Bacillus subtilis takemi*. Thus, it was confirmed that this microorganism has anti-microbial property.

[0074] When a water containing anti-microbial titanium ions, silver ions, germanium ions, cobalt ions, neodymium ions, etc. is used as dispersion liquid of disrupted *Bacillus subtilis takemi*, anti-microbial property is further enhanced.

[0075] All the publications, patents and patent applications cited in the present specification are incorporated herein by reference in their entireties.

INDUSTRIAL APPLICABILITY

[0076] The microorganism of the invention is useful since it can be used for improving soil, for treating organic waste by fermentation, for fermenting soybeans, and for reducing bitterness. The microorganism of the invention can also be used as a feed additive or a food additive. Further, the microorganism of the invention has an anti-microbial effect.

CLAIMS

1. A microorganism belonging to the genus *Bacillus*, that is capable of reducing nitrates and contains chitin and/or chitosan in its cell walls.
2. The microorganism of claim 1, wherein said microorganism has a smell of coffee.
3. The microorganism of claim 1 or 2, wherein said microorganism belongs to *Bacillus subtilis*.
4. The microorganism of claim 3, wherein said microorganism is *Bacillus subtilis takemii* (FERM BP-6589).
5. A method for improving soil using the microorganism of claim 1.
6. A composition for improving soil comprising the microorganism of claim 1.
7. A method for treating organic waste by fermentation using the microorganism of claim 1.
8. A composition for treating organic waste through fermentation comprising the microorganism of claim 1.
9. A method for fermenting soybeans using the microorganism of claim 1.
10. Soybeans that have been fermented using the microorganism of claim 1.
11. A method of using the microorganism of claim 1 as a feed additive.
12. A feed additive comprising the microorganism of claim 1.
13. A method of using the microorganism of claim 1 for reducing bitterness.
14. A composition for reducing bitterness comprising the microorganism of claim 1.
15. A method of using the microorganism of claim 1 as a food additive.
16. A food additive comprising the microorganism of claim 1.
17. A method for inhibiting bacterial growth using the microorganism of claim 1.
18. An anti-microbial composition comprising the microorganism of claim 1.

FIG. 1

[GENETYX-MAC : Nucleotide Sequence Homology Data]

1st Nucleotide Sequence

File Name : coffee 16S rRNA (positions 1037-1406 of
Sequence Size : 326 E. coli 16S rRNA)

2nd Nucleotide Sequence

File Name : *Bacillus subtilis* (Accession No. D84213)
Sequence Size : 15467

Unit Size to Compare = 4

Pick up Location = 1

[92.7% / 331 bp] OPT Score : < 1117 >

1' GAGATGTT-GGTTAAGTCCCGCGACGAG-GCNACCCCTG-TNTNAGTNGCCAGCAATTCAAG-

1700" GAGATGTTGGGTTAAGTCCCGCAACGGAGCGCAACCCCTGATCTTAGTTGCCACCAATTCAAG-

182' ACCGCGAGGTTAACGCAATCCCACAAATCTGTTCTCAGTTGGATCGCAGTNTGCAACTTCG
*****. ***** ***
1883" ACCGCGAGGTTAACGCAATCCCACAAATCTGTTCTCAGTTGGATCGCAGTNTGCAACTTCG

244' ACTGCGTGAAGCTGGAAATCGCTAGTAATCGCGGATCAGCATGCCGCCGTGAATACGTTCCCG

1944" ACTGCGTGAAGCTGGAAATCGCTAGTAATCCCCCATGACCATCCCCCCCCCTGAATACGTTCCCG

305' GGCCTTGTACACACCCGCCCGT

2006" GGCCTTGTACACACCCGCCCGT

DECLARATION FOR PATENT APPLICATION

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship is as stated below next to my name.

I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **MICROORGANISMS OF NOVEL SPECIES AND METHODS FOR USING THE SAME**, the specification of which

X is attached hereto.

X was filed on July 13, 2001 (Attorney Docket No. HIRA1180)

as U.S. Application Serial No. _____

and was amended on _____

if applicable (the "Application").

I hereby authorize and request insertion of the application serial number of the Application when officially known.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed:

COUNTRY	APPLICATION NO.	FILING DATE	PRIORITY CLAIMED
<u>Japan</u>	<u>PCT/JP99/00117</u>	<u>January 14, 1999</u>	<input checked="" type="checkbox"/> Yes No

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inventor: Takemi Aonuma

Inventor's signature: _____

Date: _____

Residence: 2-16, Asahi 5-chome, Furukawa-shi, Miyagi 989 6117 JAPAN

Citizenship: Japanese

Post Office Address: 2-16, Asahi 5-chome, Furukawa-shi, Miyagi 989 6117 JAPAN

Attorney's Docket No.: HIRA1180

DECLARATION, POWER OF ATTORNEY AND PETITION

I (We), the undersigned inventor(s), hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I (We) believe that I am (we are) the original, first, and joint (sole) inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled

Microorganisms of novel species and methods for using the same

the specification of which

is attached hereto.

was filed on July 13, 2001 as

Application Serial No. 09/889,263

and amended on _____

was filed as PCT international application

Number PCT/JP99/00117

on January 14, 1999,

and was amended under PCT Article 19

on _____ (if applicable).

I (We) hereby state that I (We) have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above; that I (We) do not know and do not believe that this invention was ever known or used before my invention or discovery thereof, or patented or described in any printed publication in any country before my invention or discovery thereof, or more than one year prior to this application, or in public use or on sale in the United States for more than one year prior to this application; that this invention or discovery has not been patented or made the subject of an inventor's certificate in any country foreign to the United States on an application filed by me or my legal representatives or assigns more than twelve months before this application.

I (We) acknowledge the duty to disclose information known to be material to the patentability of this application as defined in Section 1.56 of Title 37 Code of Federal Regulations.

I (We) hereby claim foreign priority benefits under Section 119(a)-(d) of Title 35 United States Code, of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Application No.	Country	Filing date	Priority claimed
_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No
_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No
_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No
_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No

I hereby claim the benefit under Section 119(e) of Title 35 United States Code, of any United States application(s) listed below.

(Application Number)

(Filing Date)

(Application Number)

(Filing Date)

I (We) hereby claim the benefit under Section 120 of Title 35 United States Code, of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Section 112 of Title 35 United States Code, I (We) acknowledge the duty to disclose material information as defined in Section 1.56(a) of Title 37 Code of Federal Regulations, which occurred between the filing date of the prior application and national or PCT international filing date of this application:

Application Serial No.

Filing Date

Status (pending,
patented,
abandoned)

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And I (We) hereby appoint: Tim Ellis, Registration No. 41,734; Robroy R. Fawcett, Registration No. 35,133; Lisa A. Haile, Registration No. 38,347; Darlene W. Hayes, Registration No. 33,899; William N. Hulsey III, Registration No. 33,402; Richard J. Imbra, Registration No. 37,643; David F. Kleinsmith, Registration No. 40,050; June M. Learn, Registration No. 31,238; Timothy W. Lohse, Registration No. 35,255; Terrance A. Meador, Registration No. 30,298; John Oskorep, Registration No. 41,234; Stephen E. Reiter, Registration No. 31,192; Steven R. Sprinkle, Registration No. 40,825; Ramsey R. Stewart, Registration No. 38,322; David R. Stevens, Registration No. 38,626 and Barry N. Young, Registration No. 27,774.

I(We) hereby request that all correspondence regarding this application be sent to the firm of GRAY CARY WARE & FREIDENRICH LLP of 4365 Executive Drive, Suite 1600, San Diego, CA 92121-2189 U.S.A.

I (We) declare further that all statements made herein of my (our) knowledge are true and that all statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

SD
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